

Office of Personnel Management

Pt. 843, Subpt. C, App. A

(1) The amount that would otherwise be payable to the current spouse under §843.310; and

(2) The portion of the basic employee death benefit payable to a former spouse based on a qualifying court order.

**§843.313 Elections between survivor annuities.**

(a) A current spouse annuity cannot be reinstated under §843.305 unless—

(1) The surviving spouse elects to receive the reinstated current spouse annuity instead of any other payments (except any accrued but unpaid annuity and any unpaid employee contributions) to which he or she may be entitled under FERS, or any other retirement system for Government employees, by reason of the remarriage; and

(2) Any lump sum paid on termination of the annuity is returned to the Civil Service Retirement and Disability Fund.

(b) A current spouse is entitled to a current spouse annuity based on an election under §842.612 only upon electing this current spouse annuity instead of any other payments (except any accrued but unpaid annuity and any unpaid employee contributions) to which he or she may be entitled under FERS, or any other retirement system for Government employees.

(c) A former spouse who marries a retiree is entitled to a former spouse annuity based on an election by that retiree under §842.611, or a qualifying court order terminating that marriage to that retiree only upon electing this former spouse annuity instead of any other payments (except any accrued but unpaid annuity and any unpaid employee contributions) to which he or she may be entitled under FERS, or any other retirement system for Government employees.

(d) As used in this section, “any other retirement system for Government employees” does not include Survivor Benefit Payments from a military retirement system or social security benefits.

[57 FR 54681, Nov. 20, 1992]

**§843.314 Amount of survivor annuity where service includes credit for service with a nonappropriated fund instrumentality.**

(a) The survivor annuity based on service that includes service with a nonappropriated fund instrumentality made creditable by an election under 5 CFR part 847, subpart D, is computed under 5 CFR part 847, subpart F.

(b) The survivor annuity based on service that includes service with a nonappropriated fund instrumentality made creditable by an election under 5 CFR part 847, subpart H, is computed under 5 CFR part 847, subpart I.

[68 FR 2178, Jan. 16, 2003]

**APPENDIX A TO SUBPART C OF PART 843—PRESENT VALUE CONVERSION FACTORS FOR EARLIER COMMENCING DATE OF ANNUITIES OF CURRENT AND FORMER SPOUSES OF DECEASED SEPARATED EMPLOYEES**

With at least 10, but less than 20 years of creditable service—

Age of separated employee at birthday before death	Multiplier
26 .....	0.0600
27 .....	.0640
28 .....	.0696
29 .....	.0738
30 .....	.0810
31 .....	.0865
32 .....	.0925
33 .....	.0995
34 .....	.1067
35 .....	.1155
36 .....	.1238
37 .....	.1334
38 .....	.1426
39 .....	.1551
40 .....	.1667
41 .....	.1800
42 .....	.1940
43 .....	.2097
44 .....	.2260
45 .....	.2437
46 .....	.2634
47 .....	.2855
48 .....	.3082
49 .....	.3343
50 .....	.3615
51 .....	.3922
52 .....	.4251
53 .....	.4616
54 .....	.5018
55 .....	.5455
56 .....	.5936
57 .....	.6452
58 .....	.7033
59 .....	.7669
60 .....	.8369
61 .....	.9144